

that the Committee on Health, Education, Labor, and Pensions be discharged from further consideration of S. 2844 and that the Senate proceed to its immediate consideration; further, I ask unanimous consent that the bill be considered read a third time and passed and that the motion to reconsider be considered made and laid upon the table.

The PRESIDING OFFICER. Is there objection?

Mr. KAINE. Madam President.

The PRESIDING OFFICER. The Senator from Virginia.

Mr. KAINE. Madam President, reserving the right to object, we need to leave the science to scientists and researchers. Our public health Agencies, including the CDC and NIH, already release their studies publicly, and it is important that they have control over the release of this information.

Forcing researchers to put out studies on an arbitrary timeline—this bill requires all studies to be released within 14 days from the passage of the bill—could force the release of studies before data collection is complete, before they are done analyzing and reviewing the data, before it is peer reviewed. It might force them to put out studies that were funded that came to inconclusive results that might be confusing to the public.

So I think having a bill that would force release of material based on a date when a particular bill passed rather than when the science is done and it is ready to be released could be a recipe for disinformation and distrust.

The bill seems to imagine a scenario where there is critical science being hidden away or stonewalled, and I have no reason to believe that is true. That would be a dangerous suggestion at a time when we are trying to encourage people to follow the guidance of these Agencies, and the Agencies are working around-the-clock to provide life-saving cures and up-to-date information about how people can keep their families safe from COVID.

Based upon those reasons, I object.

The PRESIDING OFFICER. Objection is heard.

The Senator from Utah.

Mr. LEE. Madam President, it is disappointing that we weren't able to take this step today to restore trust and confidence with the American people in research that they have now spent half a trillion dollars conducting.

I understand the impulse to—as my friend and colleague, the distinguished Senator from Virginia, put it—to let scientists handle science. That doesn't mean, that shouldn't mean, that must never mean that we exclude the American people from the right to access the findings of their own government—a government that has used their own taxpayer dollars to the tune of half a trillion dollars just through HHS and through trillions more on other COVID-19-related efforts. We should be able to trust the American people to access that information, and when we

hide it, it erodes trust and confidence in the very vaccine that President Biden is trying to force on all Americans, even at the pain of losing their jobs.

#### CLOTURE MOTION

The PRESIDING OFFICER. Pursuant to rule XXII, the Chair lays before the Senate the pending cloture motion, which the clerk will state.

The assistant bill clerk read as follows:

#### CLOTURE MOTION

We, the undersigned Senators, in accordance with the provisions of rule XXII of the Standing Rules of the Senate, do hereby move to bring to a close debate on the nomination of Executive Calendar No. 347, Matthew G. Olsen, of Maryland, to be an Assistant Attorney General.

Charles E. Schumer, Robert Menendez, Patrick J. Leahy, Patty Murray, Maria Cantwell, Sheldon Whitehouse, Brian Schatz, Debbie Stabenow, Catherine Cortez Masto, Christopher A. Coons, Ron Wyden, Margaret Wood Hassan, Edward J. Markey, Benjamin L. Cardin, Richard J. Durbin, Tina Smith, Elizabeth Warren, Angus S. King, Jr.

The PRESIDING OFFICER. By unanimous consent, the mandatory quorum call has been waived.

The question is, Is it the sense of the Senate that debate on the nomination of Matthew G. Olsen, of Maryland, to be an Assistant Attorney General, shall be brought to a close?

The yeas and nays are mandatory under the rule.

The clerk will call the roll.

The senior assistant legislative clerk called the roll.

Mr. DURBIN. I announce that the Senator from California (Mrs. FEINSTEIN) and the Senator from Vermont (Mr. SANDERS) are necessarily absent.

Mr. THUNE. The following Senators are necessarily absent: the Senator from Texas (Mr. CRUZ) and the Senator from South Dakota (Mr. ROUNDS).

The PRESIDING OFFICER. (Ms. BALDWIN). Are there any other Senators in the Chamber desiring to vote?

The yeas and nays resulted—yeas 52, nays 44, as follows:

[Rollcall Vote No. 438 Ex.]

#### YEAS—52

Baldwin	Heinrich	Peters
Bennet	Hickenlooper	Reed
Blumenthal	Hirono	Rosen
Booker	Kaine	Schatz
Brown	Kelly	Schumer
Burr	King	Shaheen
Cantwell	Klobuchar	Sinema
Cardin	Leahy	Smith
Carper	Lujan	Stabenow
Casey	Manchin	Tester
Collins	Markey	Van Hollen
Coons	Menendez	Warner
Cortez Masto	Merkley	Warnock
Duckworth	Murkowski	Warren
Durbin	Murphy	Whitehouse
Gillibrand	Murray	Wyden
Graham	Ossoff	
Hassan	Padilla	

#### NAYS—44

Barrasso	Boozman	Cassidy
Blackburn	Braun	Cornyn
Blunt	Capito	Cotton

Cramer	Kennedy	Sasse
Crapo	Lankford	Scott (FL)
Daines	Lee	Scott (SC)
Ernst	Lummis	Shelby
Fischer	Marshall	Sullivan
Grassley	McConnell	Thune
Hagerty	Moran	Tillis
Hawley	Paul	Toomey
Hoeven	Portman	Tuberville
Hyde-Smith	Risch	Wicker
Inhofe	Romney	Young
Johnson	Rubio	

#### NOT VOTING—4

Cruz	Rounds
Feinstein	Sanders

The PRESIDING OFFICER. On this vote, the yeas are 52, the nays are 44.

The motion is agreed to.

#### EXECUTIVE CALENDAR

The PRESIDING OFFICER. The clerk will report the nomination.

The senior assistant legislative clerk read the nomination of Matthew G. Olsen, of Maryland, to be an Assistant Attorney General.

#### CLOTURE MOTION

The PRESIDING OFFICER. Pursuant to rule XXII, the Chair lays before the Senate the pending cloture motion, which the clerk will state.

The senior assistant legislative clerk read as follows:

#### CLOTURE MOTION

We, the undersigned Senators, in accordance with the provisions of rule XXII of the Standing Rules of the Senate, do hereby move to bring to a close debate on the nomination of Executive Calendar No. 263, Christopher H. Schroeder, of North Carolina, to be Assistant Attorney General.

Charles E. Schumer, Ben Ray Lujan, Richard J. Durbin, Elizabeth Warren, John Hickenlooper, Jacky Rosen, Brian Schatz, Tammy Baldwin, Patrick J. Leahy, Richard Blumenthal, Kirsten E. Gillibrand, Christopher A. Coons, Benjamin L. Cardin, Catherine Cortez Masto, Cory A. Booker, Raphael G. Warnock, Alex Padilla.

The PRESIDING OFFICER. By unanimous consent, the mandatory quorum call has been waived.

The question is, Is it the sense of the Senate that debate on the nomination of Christopher H. Schroeder, of North Carolina, to be Assistant Attorney General, shall be brought to a close?

The yeas and nays are mandatory under the rule.

The clerk will call the roll.

The legislative clerk called the roll.

Mr. DURBIN. I announce that the Senator from California (Mrs. FEINSTEIN) and the Senator from Vermont (Mr. SANDERS) are necessarily absent.

Mr. THUNE. The following Senators are necessarily absent: the Senator from Texas (Mr. CRUZ) and the Senator from South Dakota (Mr. ROUNDS).

The yeas and nays resulted—yeas 55, nays—41, as follows:

[Rollcall Vote No. 439 Ex.]

#### YEAS—55

Baldwin	Booker	Carper
Bennet	Brown	Casey
Blumenthal	Cantwell	Collins
Blunt	Cardin	Coons